IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.9011 of 2008
KOKHA SINGH @ KOKHA MEHTA & ANR
Versus
THE STATE OF BIHAR
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2. 1.5.2008. Heard the learned counsel for the petitioners and counsel appearing on behalf of the State.

The petitioners are accused in a case under Sections 302/34 of the Indian Penal Code and under the Arms Act.

According to the First Information Report, there is no specific allegations against the petitioners in this case. It is said that they were the members of the mob. The petitioner no.1 Kokha Singh alias Kokha Mehta is in custody since 2.9.2006 and the petitioner no.2 Kapildeo Singh alias Kapil Mehta is in custody since 21.7.2003.

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Learned counsel for the petitioner no.1 Kokha Singh @ Kokha Mehta has been sent to Bhagalpur Central Jail and in the circumstance the trial has come to a stand still. The trial court will consider whether it is possible to request the concerned authorities to retransfer the petitioner no.1 to Madhepura so that the trial of this case may be concluded.

In the event, the petitioners Kokha Singh alias Kokha Mehta and Kapildeo Singh alias Kapil Mehta are directed to be released on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand)each with two sureties of the like amount each to the satisfaction of the Additional Sessions Judge,F.T.C.No.3,Madhepura in connection with Chousa P.S.Case No. 86 of 2002 giving rise to Sessions Trial No. 118 of 2006 with the conditions that after their released from jail and if

they are not in custody in another case, they should attend the trial of this case as and when required by the court and if they absent even on a single date without any reason their bail bonds shall be cancelled.

U.K. **(Sheema Ali Khan,J)**

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